

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Shawn Cross,

Case No.: 2:22-cv-00611-JAD-VCF

Plaintiff

V.

Golden Nugget Hotel & Casino, et al.,

Order Adopting Report and Recommendation and Dismissing Case

[ECF Nos. 17, 18]

Defendants

The magistrate judge screened Plaintiff Shawn Cross’s complaint and dismissed it with leave to amend by December 28, 2022.¹ In the dismissal order, the magistrate judge explained the numerous deficiencies that required dismissal: Cross’s complaint was mostly a blank form, lacking factual allegations and alleging merely that the Golden Nugget and Troy Liquor Bar violated Nevada Revised Statutes 608.080–190; and Cross does not allege that this court has jurisdiction over these state-law claims, and a liberal construction of his complaint and its attachments reveals no basis for federal jurisdiction, leaving this court without the power to decide this dispute.² Though it did not appear to the magistrate judge that Cross could state a federal claim, he gave Cross leave to amend and instructions on how to amend his complaint to attempt to do so.³

Cross did not amend his complaint by the December 28, 2022, deadline, so the magistrate judge recommends that I dismiss this action with prejudice.⁴ Cross filed a timely response to that recommendation, but his three-sentence objection is silent about the

¹ ECF No. 16.

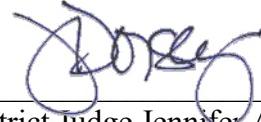
$|^2 Id.$

23 | ³ *Id.* at 4.

4 ECF No. 17.

1 jurisdictional problem and pleading deficiencies, and Cross still has not filed an amended
2 complaint.

3 IT IS THEREFORE ORDERED that Cross's objection [ECF No. 18] is **OVERRULED**,
4 the magistrate judge's report and recommendation [ECF No. 17] is **ADOPTED in full** for the
5 reasons stated therein and in the magistrate judge's dismissal order [ECF No. 16]. **This action is**
6 **DISMISSED** without prejudice to Cross's ability to file it in state court, and the Clerk of Court
7 is directed to **CLOSE THIS CASE**.



U.S. District Judge Jennifer A. Dorsey
January 23, 2023

10
11
12
13
14
15
16
17
18
19
20
21
22
23